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**MAR 16 2005**

**TECHNOLOGY CENTER 3600**

BLACKWELL SANDERS PEPER MARTIN LLP  
720 Olive Street  
Suite 2400  
St. Louis, MO 63101

In re Application of  
John Granville Burns  
Application No. 10/006,017  
Filed: December 4, 2001  
For: PLAYING SURFACE SUBSTRATE,  
IN PARTICULAR TURF MATS

DECISION ON PETITION  
TO WITHDRAW THE  
HOLDING OF ABANDONMENT

This is in reply to applicant's petition under 37 CFR 1.137(a) for revival of the application unavoidably abandoned dated December 30, 2004. The petition is being treated as a withdrawal of holding of abandonment under 37 CFR 1.181

The petition is **GRANTED**.

A review of the application file reveals that a Notice of Abandonment mailed December 22, 2004, specified that the application had become abandoned because the Office in regard to the Restriction/Election mailed May 19, 2004 had received no reply. Applicant provides evidence of timely filing of an election on June 21, 2004. Thus abandonment was premature.

The Office apologizes for the erroneous Notice of Abandonment.

The application will be forwarded to the Supervisory Legal Instruments Examiner to withdraw the abandonment and restore the application to pending status, before being returned to the examiner for an expeditious Action.

Applicant is advised that he should request a refund of his 37 CFR 1.137(a) petition fee.

Kenneth J. Dorner,  
Special Programs Examiner  
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KJD/jwk: 1/26/05